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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. CR02-389-TSZ  
09 Plaintiff, )  
10 v. ) SUMMARY REPORT OF U.S.  
11 LAMAR SAMPSON, ) MAGISTRATE JUDGE AS TO  
12 Defendant. ) ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
\_\_\_\_\_ )

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14 An evidentiary revocation hearing on supervised release revocation in this case was  
15 scheduled before me on July 5, 2006. The United States was represented by AUSA Lisca N.  
16 Borichewski and the defendant by Timothy R. Lohraff. The proceedings were recorded on  
17 cassette tape.

18 Defendant had been sentenced on or about March 21, 2003 by the Honorable Thomas S.  
19 Zilly on a charge of Mail Theft and sentenced to 9 Months Custody, 3 years Supervised Release.

20 The conditions of supervised release included requirements that defendant comply with all  
21 local, state, and federal laws and with the standard conditions of supervision. Other special  
22 conditions included no firearms, mandatory drug testing, narcotic addiction/drug dependency

01 treatment and testing, refrain from alcohol and other intoxicants, submit to search, participate in  
02 a mental health program, reside in a community corrections center for 3 months, provide access  
03 to financial information, and do not obtain or possess identification information in any but true  
04 identity. (Dkt. 20).

05 On December 15, 2005, defendant admitted to violating the conditions of supervised  
06 release by failing to report to his probation officer within 72 hours of release from the Bureau of  
07 Prisons, and failing to report to the Pioneer Fellowship House in Seattle following release from  
08 custody. (Dkt. 37.) Defendant was sentenced to time served, and released to a halfway house.  
09 Supervised release was re-imposed for 3 years, with previous conditions of supervision plus the  
10 requirement that he submit to drug testing as specified. (Dkt. 40.)

11 On March 16, 2006, the defendant admitted to violating the conditions of supervised  
12 release by failing to reside in the halfway house as directed. (Dkt. 48). On April 26, 2006 the  
13 defendant admitted to violating the conditions of supervised release by committing the crime of  
14 theft. (Dkt. 52). Defendant was remanded to custody for four months with 30 months supervised  
15 release. He was ordered to reside in a community corrections center upon release for up to 120  
16 days. (Dkt. 54).

17 In an application dated June 8, 2006, U.S. Probation Officer Michael J. Larson alleged the  
18 following violation of the conditions of supervised release:

19 1. Failing to report to the probation office within 72 hours of his release from BOP  
20 custody on June 8, 2006, in violation of the mandatory conditions of supervised release.

21 2. Failing to report to the community corrections center following his release from  
22 BOP custody on June 8, 2006, in violation of the special condition requiring he reside in and

01 satisfactorily participate in a CCC program as a condition of supervision for up to 120 days or  
02 until discharged by the program manager with the approval of the probation office. (Dkt. 55).

03 Defendant was advised in full as to these charges and as to his constitutional rights.

04 Defendant admitted the alleged violations and waived any evidentiary hearing as to  
05 whether they occurred.

06 I therefore recommend the Court find defendant violated his supervised release as alleged  
07 and that the Court conduct a hearing limited to the issue of disposition. The next hearing will be  
08 set before Judge Zilly.

09 Pending a final determination by the Court, defendant has been detained.

10 DATED this 5th day of July, 2006.

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12 Mary Alice Theiler  
13 United States Magistrate Judge

14 cc: District Judge: Honorable Thomas S. Zilly  
15 AUSA: Lisca N. Borichewski  
16 Defendant's attorney: Timothy R. Lohraff  
17 Probation officer: Michael J. Larson  
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